

IN THE UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

JAMES THOMPSON,

Petitioner

v.

DOMINICK L. DEROSE,

Respondent

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CIVIL NO. 4:CV-13-2589

(Judge Brann)

**ORDER**

October 21, 2013

In accordance with the accompanying Memorandum, **IT IS HEREBY**

**ORDERED THAT:**

1. Petitioner is **GRANTED** leave to proceed in forma pauperis for the sole purpose of the filing of this action.
2. The petition for writ of habeas corpus is **DISMISSED WITHOUT PREJUDICE.**
3. The Clerk of Court is directed to **CLOSE** the case.
4. Based on the Court's conclusion, there is no basis for the

issuance of a certificate of appealability.

BY THE COURT:

s/Matthew W. Brann  
Matthew W. Brann  
United States District Judge